

Case Docket No. NOVCEL.028C1

Date: October 11, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Scharp, et al.

Appl. No.

10/800,813

Filed

March 15, 2004

For

METHODS, COMPOSITIONS,

AND GROWTH AND **DIFFERENTIATION** FACTORS FOR INSULIN-

PRODUCING CELLS

Examiner

Unknown

Group Art Unit:

Unknown

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 11, 2004

Che Swyden Chereskin, Ph.D., Reg. No. 41,466

TRANSMITTAL LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement.
- A PTO Form 1449 with two (2) references. (X)
- The Commissioner is hereby authorized to charge any additional fees which may be required, or (X) credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

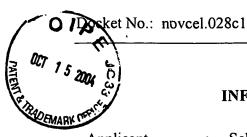
Che Swyden Chereskin, Ph.D.

Registration No. 41,466

Agent of Record

Customer No. 20,995

(949) 760-0404



INFORMATION DISCLOSURE STATEMENT

Applicant

Scharp, et al.

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10/800,813

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METHODS, COMPOSITIONS, AND GROWTH

AND DIFFERENTIATION FACTORS FOR

INSULIN-PRODUCING CELLS

Examiner

Unknown

Group Art Unit

Unknown

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Enclosed is form PTO-1449 listing 2 references that are also enclosed.

This Information Disclosure Statement is being filed before the mailing date of a final action under 37 C.F.R. § 1.113 and before the mailing date of a Notice of Allowance under § 1.311. A certification under 37 C.F.R. § 1.97(e) is set forth below. Thus, no fee is required as set forth in 37 C.F.R. § 1.97(c).

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)(1)

I hereby certify that each item of information contained in this Statement was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Oct. 11, 2004

 $\mathbf{R}_{\mathbf{V}}$

Che Swyden Chereskin, Ph.D.

Registration No. 41,466

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE					APPLICATION NO. 10/800,813		
INFO	DRMATION DISCLOSURE STAT BY APPLICANT	EMENT	APPLICANT				
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RADEMARY			CUS. PATENT DOCUMENTS				
EXAMINER INITIAL	DOCUMENT NUMBER	EMARK	NAME	CLASS	CLASS SUBCLASS FILING DATE (IF APPROPRIAT		
	5,935,852	08/10/99	Follettie, et al.				
		-				- -	
			FOREIGN PATENT DOCUMENTS			 -	
EXAMINER	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
INITIAL						YES	NO
EXAMINER	0	THER DOCUM	IENTS (INCLUDING AUTHOR, TITLE, DATE, PA	ERTINENT PAGES, I	ETC.)		
INITIAL	International Search Report completed on August 23, 2004 and issued to a related, pending foreign application						
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EXAMINER

DATE CONSIDERED

*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.